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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

US SMALL BUSINESS ADMINISTRATION, No C 07-3741 VRW
as Receiver for PROSPERO
VENTURES, LP, ORDER

Plaintiff,

v

DONALD K EMERY,

Defendant.

/

On September 30, 2009, the court issued an order for defendant to show cause why the above-captioned case should not be dismissed due to his failure to respond. Doc #79. In response, defendant stated his non-opposition to plaintiff's motion for summary judgment. Doc #80.

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1 In light of defendant's statement of non-opposition,
2 plaintiff's motion for summary judgment is GRANTED. The clerk is
3 DIRECTED to enter the attached form of judgment and close the file.

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5 IT IS SO ORDERED.

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8 VAUGHN R WALKER
9 United States District Chief Judge

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